

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

KEITH YAEGER, MICHAEL
SCHULER, JOSEPH MONTGOMERY,
BRYAN BAIR, THOMAS
VANLAARHOVEN, LAURA HEGLE,
KIM MARIE PAPA, ROBERT
TEDESCO, JR., and NATALIA
TUZOVSKAYA, individually and on
behalf of others similarly situated,

Plaintiffs,

vs.

SUBARU OF AMERICA, INC., a New
Jersey Corporation, and FUJI HEAVY
INDUSTRIES, LTD., a Japanese
Corporation,

Defendants.

No. 1:14-cv-04490-JBS-KMW

CLASS ACTION

JURY TRIAL DEMANDED

**PLAINTIFFS' UNOPPOSED MOTION FOR PRELIMINARY
APPROVAL OF THE CLASS ACTION SETTLEMENT**

For the reasons set forth in the accompanying Memorandum of Law submitted herewith, Plaintiffs respectfully request that this Court enter an Order: (1) conditionally certifying a class action with respect to the claims against Defendants pursuant to Federal Rules of Civil Procedure Rules 23(a) and 23(b)(3) for the purpose of effectuating a class action settlement of the claims against Defendants; (2) preliminarily approving the settlement; (3) directing notice to Settlement Class Members consistent with the notice plan in the Settlement

Agreement; (4) appointing Matthew D. Schelkopf, Eric H. Gibbs and Richard D. McCune as Class Counsel; and (5) scheduling a final approval hearing.

Dated: January 4, 2016

Respectfully Submitted,

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By: //s// Matthew D. Schelkopf

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***Attorneys for Plaintiffs and the
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